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US EPA RECORDS CENTER REGION 5



515349

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November 2, 1984

Robert Polack
Vice President & General Counsel
Reilly Tar & Chemical Corp.
1510 Market Square Center
151 North Delaware Street
Indianapolis, Indiana 46204

Edward J. Schwartzbauer
Dorsey & Whitney
2200 First Bank Place East
Minneapolis, Mn 55402

Re: U.S., et al v. Reilly Tar & Chemical Corp.
File No. Civ. 4-80-469

Gentlemen:

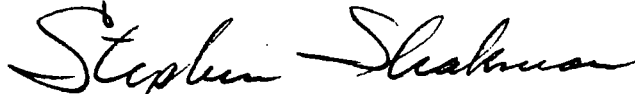
Enclosed please find a proposed federal-state Consent Decree (including Remedial Action Plan) which covers all federal and state claims in this lawsuit. This Decree and RAP have been carefully prepared and reviewed by federal and Minnesota legal and technical staff directly involved with the litigation. As you know, any Decree and RAP agreed upon by Reilly and state and federal staffs is subject to the approval of the Minnesota Pollution Control Agency Board, the Minnesota Commissioner of Health, the Minnesota Attorney General, the EPA Assistant Administrator for Solid Waste and Emergency Response, the EPA Assistant Administrator for Enforcement and Compliance Monitoring and the United States Assistant Attorney General for Land and Natural Resources. However, the legal and technical staffs working on the case would recommend it for approval.

We understand that EPA Assistant Regional Counsel Robert Leininger has been in touch with Mr. Polack about meeting dates for discussion of the proposed federal Partial Consent Decree concerning drinking water treatment at St. Louis Park municipal wells 10 and 15. We would like to meet with Reilly and the Cities of St. Louis Park and Hopkins during that time period in order to discuss overall settlement as well. We are also enclosing at the request of the City of St. Louis Park its analysis of the RAP provisions which the City would like you to

Robert Polack
Edward Schwartzbauer
Page Two
November 2, 1984

consider together with the federal-state Decree and RAP. The City analysis has not been reviewed by federal and state staffs.

Very truly yours,



STEPHEN SHAKMAN
Special Assistant
Attorney General



DAVID HIRD
Attorney
Environmental Enforcement
Section
U.S. Department of Justice

SS:mah

Enc.

cc: Carl Leshner
Wayne Popham
Gary Hansen
James Brimeyer